



General Assembly

February Session, 2002

Amendment

LCO No. 5082

SB0041405082SR0

Offered by:

SEN. GENUARIO, 25th Dist.

To: Senate Bill No. 414

File No. 243

Cal. No. 177

***"AN ACT CONCERNING SPECIAL EDUCATION SERVICES FOR
CHILDREN IN THE JUVENILE JUSTICE SYSTEM."***

1 After line 46, insert the following:

2 "Sec. 2. (NEW) (*Effective October 1, 2002*) Any municipality may, by
3 resolution passed by its legislative body, and subject to the collective
4 bargaining provisions of chapter 166 of the general statutes, elect to
5 establish a retirement system for teachers employed in the public
6 schools of the municipality. The effective date of participation shall be
7 at least ninety days subsequent to the receipt by the Teachers'
8 Retirement Commission of the certified copy of such resolution. The
9 Retirement Commission shall furnish to any municipality
10 contemplating acceptance of this part, at the expense of such
11 municipality, an estimate of the probable cost to such municipality of
12 such acceptance as to any department or departments thereof. Upon
13 the request of any member of the Teachers' Retirement System eligible
14 to participate in such a municipal retirement system, the commission
15 shall refund his or her mandatory and voluntary contributions with

16 credited interest. Any municipality establishing a retirement system
17 pursuant to this section may contract with a Connecticut financial
18 institution, including, but not limited to, a bank or insurance company
19 for purposes of administration of the system.

20 Sec. 3. Subsection (b) of section 10-76g of the general statutes, as
21 amended by section 64 of public act 01-173 and section 5 of public act
22 01-1 of the June special session, is repealed and the following is
23 substituted in lieu thereof (*Effective July 1, 2002*):

24 (b) Any local or regional board of education which provides special
25 education pursuant to the provisions of sections 10-76a to 10-76g,
26 inclusive, as amended, for any exceptional child described in
27 subparagraph (A) of subdivision (5) of section 10-76a, under its
28 jurisdiction, excluding (1) children placed by a state agency for whom
29 a board of education receives payment pursuant to the provisions of
30 subdivision (2) of subsection (e) of section 10-76d, as amended, and (2)
31 children who require special education, who reside on state-owned or
32 leased property or in permanent family residences, as defined in
33 section 17a-154, and who are not the educational responsibility of the
34 unified school districts established pursuant to sections 17a-37, 17a-
35 240, as amended, and 18-99a, shall be financially responsible for the
36 reasonable costs of special education instruction, as defined in the
37 regulations of the State Board of Education, in an amount equal to (A)
38 for any fiscal year commencing prior to July 1, 2002, five times the
39 average per pupil educational costs of such board of education for the
40 prior fiscal year, determined in accordance with the provisions of
41 subsection (a) of section 10-76f, [and] (B) for the fiscal year
42 commencing July 1, 2002, [and each fiscal year thereafter,] four and
43 one-half times such average per pupil educational costs of such board
44 of education, and (C) for the fiscal year commencing July 1, 2003, and
45 each fiscal year thereafter, four times such average per pupil
46 educational costs of such board of education. The State Board of
47 Education shall pay on a current basis any costs in excess of the local
48 or regional board's basic contribution paid by such board in
49 accordance with the provisions of this subsection. Any amounts paid

50 by the State Board of Education on a current basis pursuant to this
51 subsection shall not be reimbursable in the subsequent year.
52 Application for such grant shall be made by filing with the Department
53 of Education, in such manner as prescribed by the commissioner,
54 annually on or before December first a statement of the cost of
55 providing special education pursuant to this subsection, provided a
56 board of education may submit, not later than March first, claims for
57 additional children or costs not included in the December filing.
58 Payment by the state for such excess costs shall be made to the local or
59 regional board of education as follows: Seventy-five per cent of the
60 cost in February and the balance in May. The amount due each town
61 pursuant to the provisions of this subsection shall be paid to the
62 treasurer of each town entitled to such aid, provided the treasurer shall
63 treat such grant, or a portion of the grant, which relates to special
64 education expenditures incurred in excess of such town's board of
65 education budgeted estimate of such expenditures, as a reduction in
66 expenditures by crediting such expenditure account, rather than town
67 revenue. Such expenditure account shall be so credited no later than
68 thirty days after receipt by the treasurer of necessary documentation
69 from the board of education indicating the amount of such special
70 education expenditures incurred in excess of such town's board of
71 education budgeted estimate of such expenditures."